

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
CIVIL NO. 24-594 (DSD/TNL)

Albert C. Burgess, Jr.,

Petitioner,

ORDER

v.

United States of America,

Respondent.

This matter is before the court upon the report and recommendation of United States Magistrate Judge Tony N. Leung dated April 1, 2024 (R&R). Plaintiff has not objected to the R&R within the time period permitted. Accordingly, based on the file, record, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The R&R [ECF No. 5] is adopted in its entirety;
2. The petition for writ of habeas corpus [ECF No. 1] is denied; and
3. This action is dismissed without prejudice for lack of subject-matter jurisdiction.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: April 22, 2024

s/David S. Doty
David S. Doty, Judge
United States District Court